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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Michael A. Starr

SERIAL NUMBER: 09/658,330

FILING DATE: 09/08/2000

FOR: System and Method for Diagnostic Supervision of Internet Transmissions with Quality of Service Control

GROUP ART UNIT: 2616

EXAMINER: Phan, Tri H.

ATTORNEY DOCKET NO.: 2005654-2055

RULE 1.28 NOTIFICATION OF ERROR IN SMALL ENTITY STATUS

Please note the following documents were inadvertently filed with a small entity status fee:

| Date | Filing | Amount Paid as Small Entity | Amount Due as Large Entity as of 5/31/06 | Difference |
|---------|---|-----------------------------|--|-----------------|
| 2/13/06 | Terminal Disclaimer to Obviate a Double Patenting Rejection Over a "Prior" Patent | \$65.00 | \$130.00 | \$65.00 |
| 2/13/06 | Request for Two Month Extension of Time | \$225.00 | \$450.00 | \$225.00 |
| | | | TOTAL | \$290.00 |

Accordingly, pursuant to 37 C.F.R. §1.28, we are enclosing a reimbursement check in the amount of \$290.00.

By: Michael J. Colitz 06/02/2006 TBESHAI 00000004 501667 09658330
02 FC 4252 130.00 DA 290.00 OP

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CERTIFICATE OF MAILING

I HEREBY CERTIFY that the foregoing was placed in an envelope and mailed via U.S. Express Mail, postage prepaid to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this the 31st day of May, 2006.

The Commissioner is hereby authorized to charge any additional fees which may be required at any time during the prosecution of this application without specific authorization, or credit any overpayment, to Deposit Account No. 50-1667.


Michael J. Coitz, III

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EXPRESS MAIL CERTIFICATE

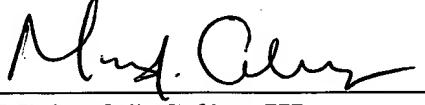
"EXPRESS MAIL" MAILING LABEL NUMBER: EV812235331

DATE OF DEPOSIT: 05/31/06

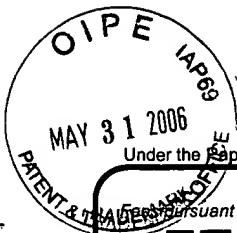
Our File No.: 2005654-2055

I HEREBY CERTIFY that the enclosed check in the amount of \$355.00; Fee Transmittal form; Rule 1.28 Notification of Error in Small Entity Status; and return receipt postcard are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, postage prepaid, on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

The Commissioner is hereby authorized to charge any additional fees which may be required at any time during the prosecution of this application without specific authorization, or credit any overpayment, to Deposit Account No. 50-1667.



Michael J. Colitz, III



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FEE TRANSMITTAL For FY 2006

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 355.00)

Complete if Known

| | |
|----------------------|------------------|
| Application Number | 09/658,330 |
| Filing Date | 09/08/2000 |
| First Named Inventor | Michael A. Starr |
| Examiner Name | Phan, tri H |
| Art Unit | 2616 |
| Attorney Docket No. | 2005654-2055 |

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify): _____
 Deposit Account Deposit Account Number: 50-1667 Deposit Account Name: Holland & Knight LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee
 Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

| Application Type | FILING FEES | | SEARCH FEES | | EXAMINATION FEES | |
|------------------|-------------|--------------|-------------|--------------|------------------|--------------|
| | Fee (\$) | Small Entity | Fee (\$) | Small Entity | Fee (\$) | Small Entity |
| Utility | 300 | 150 | 500 | 250 | 200 | 100 |
| Design | 200 | 100 | 100 | 50 | 130 | 65 |
| Plant | 200 | 100 | 300 | 150 | 160 | 80 |
| Reissue | 300 | 150 | 500 | 250 | 600 | 300 |
| Provisional | 200 | 100 | 0 | 0 | 0 | 0 |

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 (including Reissues)

Small Entity

Fee (\$)

Fee (\$)

50 25

Each independent claim over 3 (including Reissues)

200 100

Multiple dependent claims

360 180

Total Claims

Extra Claims

Fee (\$)

Fee Paid (\$)

Multiple Dependent Claims

Fee (\$)

Fee Paid (\$)

- 20 or HP =

x

=

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims

Extra Claims

Fee (\$)

Fee Paid (\$)

Fee (\$)

Fee Paid (\$)

- 3 or HP =

x

=

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$)

- 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

Fees Paid (\$)

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): underpayment for documents filed w/small entity status amount

\$290.00

SUBMITTED BY

| | | | |
|-------------------|------------------------|---|------------------------|
| Signature | | Registration No. (Attorney/Agent) 37,010 | Telephone 813/227-8500 |
| Name (Print/Type) | Michael J. Colitz, III | | Date 05/31/06 |

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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